

Before the  
Federal Communications Commission  
Washington, D.C. 20554

In the Matter of )  
 )  
Procedural Amendments to )  
Commission Part 1 ) WT Docket No. 10-18  
Competitive Bidding Rules )

**ORDER AND ERRATA**

**Adopted: February 24, 2010**

**Released: February 24, 2010**

By the Associate Chief, Wireless Telecommunications Bureau:

1. By this Order And Errata, we make a conforming amendment to a recent Commission order and correct errors in the Federal Register summary of that order, which made procedural amendments to section 1.2105 of the Commission’s competitive bidding rules.

2. On January 7, 2010, the Commission issued an *Order* that amended the rule specifying how to report potential violations of section 1.2105(c) and amended the rules specifying how quickly applicants must modify pending auction applications to satisfy the requirements of sections 1.65(a) and 1.2105(b) of the Commission’s rules.<sup>1</sup> The *Order* also modified the subheading of section 1.2105(c).<sup>2</sup> A summary of the *Order* was published in the Federal Register on January 29, 2010, but the changes made therein were not consistent with the *Order* as released.<sup>3</sup>

3. We now amend the heading of section 1.2105 to read “Bidding application and certification procedures; prohibition of certain communications.” The *Order* inadvertently preserved the phrase “prohibition of collusion” in the heading, and the Federal Register summary of the *Order* inadvertently deleted a portion of the rule’s heading. This change and restoration of language conforms the heading to the Commission’s intent underlying the *Order*. In the *Order*, the Commission recognized that “collusion” is a term used in many contexts, legal and economic, and that its use in connection with section 1.2105’s prohibition of certain communications by auction applicants may cause confusion. This amendment makes no change to the substance of the rule, or the Commission’s interpretation or application of the rule. The heading of section 1.2105, as corrected, reads as follows:

**§ 1.2105 Bidding application and certification procedures; prohibition of certain communications.**

4. By this Errata, we also confirm the Commission’s intention to amend the heading of subsection 1.2105(c) to read “Prohibition of certain communications” rather than “Prohibition of

<sup>1</sup> In the Matter of Procedural Amendments to Commission Part 1 Competitive Bidding Rules, *Order*, FCC 10-4 (Jan. 7, 2010).

<sup>2</sup> *Id.*

<sup>3</sup> 75 Fed. Reg. 4701 (Jan. 29, 2010).

collusion.” While this change is reflected in the *Order*, the Federal Register summary inadvertently omitted this language from the subsection’s heading. The heading of subsection 1.2105(c), as corrected, reads as follows:

**§ 1.2105(c) Prohibition of certain communications.**

5. We amend the list of statutory authorities for Part 1 to correct inaccuracies that exist in the current version of the Code of Federal Regulations. Consistent with the *Order*, the authority of Part 1 of Title 47 of the Code of Federal Regulations is amended to read as follows:

**15 U.S.C. 79 *et seq.*; 47 U.S.C. 151, 154(i), 154(j), 155, 157, 225, 303(r), and 309.**

FEDERAL COMMUNICATIONS COMMISSION

Jane E. Jackson  
Associate Chief, Wireless Telecommunications Bureau